

PROCEDURE FOR OBTAINING AN INITIAL LICENSE TO OPERATE A FAMILY CHILD CARE CENTER

1. Determine the need for the program you are considering. Involve other agencies and members of your community. Use the information you gather to decide what kind of program you will offer. Contact your local Child Care Resource and Referral Agency for detailed information for your area. The Wisconsin Child Care Resource and Referral Agency listing is enclosed.
2. The Wisconsin Statutes exempt certain family child care centers from local zoning ordinances. Check with your local municipality to determine whether your family child care center will be exempt according to this law or whether you will need to obtain a local zoning permit to operate. Specifically, s. 66.1017, Wis. Stats., reads as follows:

Family day care homes. (1) In this section:

- (a) "Family day care home" means a dwelling licensed as a day care center by the department of health and family services under s. 48.65 where care is provided for not more than 8 children.
- (b) "Municipality" means a county, city, village or town.
- (c) No municipality may prevent a family day care home from being located in a zoned district in which a single-family residence is a permitted use. No municipality may establish standards or requirements for family day care homes different from the licensing standards established under s. 48.65. This subsection does not prevent a municipality from applying to a family day care home the zoning regulations applicable to other dwellings in the zoning district in which it is located.

3. Read and study the enclosed "HFS 45 Licensing Rules for Family Child Care Centers for Children."
4. Complete the enclosed form "Family Child Care Business Start-Up Worksheet" and send it to the Wisconsin Child Care Improvement Project (WCCIP) at:

Wisconsin Child Care Improvement Project
2109 S. Stoughton Road
Madison, WI 53716

The WCCIP has a contract with the Department of Health and Family Services to offer a limited amount of pre-licensing technical assistance at no cost to the requestor. Upon receipt of the Family Child Care Business Start-Up Worksheet, the WCCIP will assign a Child Care Technical Advisor to help you prepare for an initial licensing study. Because there are certain rules that must be met before a license can be issued, your Child Care Technical Advisor will provide a checklist that identifies those items. The Child Care Technical Advisor will complete the checklist during a visit with you and will detail those items that you will need to complete before you submit the application for a license. **NOTE: The WCCIP Child Care Technical Advisor is not a Department licensing specialist and does not have the authority to issue you a license. The Child Care Technical Advisor will provide information and assistance to help prepare you for the initial licensing study and will provide an application for a license upon completion of the technical assistance.**

5. If your family child care center will be located in **a building that is not a one or two-family residence**, you will need to ensure that the building meets the Wisconsin Commercial Building Codes. A building inspection conducted by one of the following is required:
 - ◆ A commercial building inspector from a city delegated by the state to do inspections. The following link will take you to a list of municipalities that have been delegated to perform commercial building inspections <http://commerce.wi.gov/SB/SB-CommercialBuildingsDelegatedMunicipalities.html>.
 - ◆ A Wisconsin registered architect or engineer registered in accordance with Wisconsin Administrative rules A-E for Architects and A-E 4 for Engineers.

The WCCIP Child Care Technical Advisor will also have information on obtaining an inspection to determine whether a building you are proposing to use for a child care setting will need any modifications. Before your license can be issued, you must document that the building complies with all applicable Wisconsin Commercial Building Codes by submitting a report completed by the inspector to the regional licensing specialist.

6. Obtain required insurance. Liability insurance may be required for your family child care center. If insurance is required, you must submit proof of coverage with your license application. (Note: Liability coverage on the premises is not required but it is recommended for all child care centers.)
 - ◆ If you have any cats or dogs that will be allowed in areas of the center accessible to children when children are present, you must obtain liability coverage on the child care operation that specifically includes coverage for pets
 - ◆ If you will transport children, you must obtain vehicle liability insurance.
7. Develop written policies and procedures for staff and for distribution to parents regarding:
 - ◆ Admission and discharge of enrolled children.
 - ◆ Fees charged including refunds.
 - ◆ Child and provider absence policy.
 - ◆ Health care (including SIDS risk reduction procedures).
 - ◆ Nutrition.
 - ◆ Daily activities of children.
 - ◆ Child guidance techniques.
 - ◆ Transportation of children.
 - ◆ Religious instruction or practices, if any.
 - ◆ The types and location of pets or other animals located on the premises of the center and the type of access the children will have to the pets.
 - ◆ Information about liability insurance you may have on your operation, premises and vehicles.

A written contract between you and the parent is recommended.

A copy of a policy template and a policy checklist is available on the Bureau's web page at http://dhfs.wisconsin.gov/rl_dcfs/INDEX.HTM. You can also obtain copies of these materials by contacting the Child Care Information Center at 1-800-362-7353.

8. Develop an orientation policy for all employees, volunteers, helpers and substitutes. This policy should include:
 - ◆ Names and ages of children in care.
 - ◆ Current arrival and departure information for each child enrolled including the names of people authorized to pick up the child.
 - ◆ Location of children's emergency contact information.
 - ◆ Specific information relating to children's special health care needs including medications, disabilities or special health conditions.
 - ◆ Procedures to reduce the risk of Sudden Infant Death Syndrome (SIDS) if the center is licensed to care for children under 1 year of age.
 - ◆ An overview of the daily schedule including meals, snacks, nap and any information related to the eating and sleep schedules of infants and toddlers enrolled in the center.
 - ◆ A review of the center's procedures for dealing with emergencies.
 - ◆ The procedure for reporting suspected child abuse and/or neglect.
 - ◆ The plan for evacuating sleeping children, if the center will be licensed to care for children between the hours of 9 PM and 5 AM.

All employees, volunteers, helpers and substitute providers must have an orientation completed prior to working with the children. Documentation of the orientation must be maintained in the staff record.

9. Develop an orientation policy for all emergency back-up providers who may care for children in the event that you must respond to a family or medical emergency. This policy should include:
 - ◆ Names and ages of all children in care.
 - ◆ Arrival and departure for each child in care including the names of people authorized to pick up children.
 - ◆ Information on SIDS risk reduction procedures utilized for children under 1 year of age.
 - ◆ Location of children's files.
10. If your facility is not served by a public water system, request a well inspection and water test for bacteria by a laboratory certified under ch. HFS 165. Include a nitrate test if you will be caring for infants under the age of six months.

11. Obtain the necessary forms to be completed by parents including a child enrollment, health history & emergency care plan, immunization record, child health report, and the infant/toddler intake form for children under age 2. Copies are available from the DHFS/DCFS/BRL homepage at http://dhfs.wisconsin.gov/rl_dcfs/INDEX.HTM. If you don't have access to the Internet, your Child Care Technical Advisor can tell you how to get one copy of each form by mail.
12. Obtain a physical exam, including a TB test, unless you have had one in the past year.
13. Under the licensing rules, you and any other person providing care will need at least 40 hours of non-credit training approved by the Department or 3 credits in Early Childhood Education. If you intend to care for children under two years of age, you will also need to complete at least ten hours of Department approved infant / toddler care training. The non-credit Department approved course for infants and toddlers is called Fundamentals of Infant and Toddler Care. **NOTE:** The non-credit courses called Introduction to the Child Care Profession and Fundamentals of Family Child Care are the courses that comprise the required 40 hours of Department approved training. If you plan on serving children under 2 years of age in your program, you will need to obtain either the Fundamentals of Infant and Toddler Care or both the Introduction to the Child Care Profession and the Fundamentals of Family Child Care courses **prior** to becoming licensed.

It is recommended that you complete all required training prior to becoming licensed. Courses may be taken through the technical college system or UW system. Many private agencies around the state also offer the non-credit DHFS approved courses. You can find a list of all the private agencies offering non-credit Department-approved courses on the DHFS/DCFS/BRL home page http://dhfs.wisconsin.gov/rl_dcfs/INDEX.HTM. Agencies offering non-credit courses often list courses on the Wisconsin Training Network or TNet web site. You can check this web site to find courses that are scheduled for your area at <http://www.t-net.org/>. If you wish to take an entry-level class offered by an agency not affiliated with a technical college or university, check with The Registry at (608) 222-1123 or www.the-registry.org before enrolling to verify the class has received Department approval as meeting entry-level training requirements.

14. Obtain equipment and furnishings. A list of suggested equipment can be obtained from the Child Care Information Center at 1-800-362-7353.
15. Determine which areas will be used by the children, and make sure that the center is free of hazards. During the initial site visit, the licensing specialist will inspect the entire premises, including areas that you will not be using for child care, to ensure that children will be safe and that you have removed any hazards. Please allow a minimum of 2 hours for the initial visit; it may take longer depending upon your readiness for licensure.
16. Complete an HFS-64 Background Information Disclosure (BID) form and submit it to the regional office when you submit your application. Any household members aged 10 years and older will also need to complete a BID form to be submitted with your license application. The regional office will complete a caregiver background check (CBC) on all applicants for licensure and adult household residents. Household members under age 18 will not need to have a complete CBC unless the Department determines it is required. A "Yes" answer to any question in Sections A or B of the BID form may preclude you from obtaining a license. Required CBCs will be completed at the time of initial licensure and every four years thereafter. Consult your Child Care Technical Advisor for more information about the CBC process.
17. **After you have completed working with your Wisconsin Child Care Improvement Project Child Care Technical Advisor, you are not yet licensed.** The Child Care Technical Advisor will provide you with an application for a license (CFS-67 License Application – Family Child Care Centers) at the conclusion of his/her services. You will need to complete this application form and submit it with the following items to the regional office serving your area (see enclosed listing) in order to become licensed:
 - ◆ CFS-2241 Initial Licensing Checklist – Family Child Care Centers which was completed by your Child Care Technical Advisor after s/he visited your site for an inspection. You will need to complete and sign the applicant section of the Initial Licensing Checklist not more than 14 days prior to submitting your application.
 - ◆ Completed HFS-64 Background Information Disclosure forms for yourself and anyone aged 10 years and over living in your home.
 - ◆ Written policies and procedures and the CFS-2356 Policy Checklist – Family Child Care Centers.
 - ◆ Any other items specified on the last page of the CFS-2241 Initial Licensing Checklist - Family Child Care Centers.
 - ◆ One check or money order made payable to the Division of Children and Family Services. See Item 20 below to determine the total amount you must submit.

18. **Allow 60 days after the submission of all application materials (including fees) as a projected opening date** to allow for a complete review by your licensing specialist, including obtaining the results of the required caregiver background checks from the Department of Justice {see HFS 45.011(3)(b)}.

To avoid unnecessary delays in the licensing process, it is important that you have met all applicable items in the CFS-2241 Initial Licensing Checklist – Family Child Care Centers before the application is submitted and the initial licensing visit is scheduled with the Department. If the licensing specialist makes the initial licensing visit and you are not in compliance with all applicable requirements of HFS 45, your application for a license may be denied because you do not meet the requirements for a license.

If the Department does not hear from you within 6 months after receiving your application or after the first initial licensing study was completed, your application will be closed and you will need to reapply.

19. A licensing fee of \$60.50 is charged every two years. Your fee for the first six-month probationary license is \$15.12. The table in Item 20 will help you to calculate the total amount of the check or money order to submit with the application. If you submit an application and later decide not to complete the licensing process, your fees will not be refunded if the licensing specialist has made an on-site inspection.
20. The check or money order should be made payable to the Division of Children and Family Services. To determine the total amount of the check or money order, use the following calculations:

\$ 15.12	Licensing fee for six-month probationary period.
+ \$ _____	\$7.50 X _____ (all applicants for licensure and adult household residents per Item 16).
\$ _____	Total amount of check or money order.

21. Licenses are not transferable. If you move, you must contact your licensing specialist at least 30 days before you move. You will need to submit a new application and fees to obtain a probationary license for the new location. No credit will be given for fees at your prior location.
22. You are required to do a caregiver background check (CBC) through the Department of Justice on all employees including substitute caregivers, persons who are contracted by you or compensated by other sources, student teachers and volunteers used to meet staff-to-child ratios. Refer to PFS-3064 Requirements for Background Checks for Child Care Centers for information on how to conduct a CBC on a prospective employee. A copy is available on the DHFS/DCFS/BRL web site http://dhfs.wisconsin.gov/rl_dcfs/CBC.HTM or from your Child Care Technical Advisor. You will not be able to complete a full CBC on an employee until after you have been issued a license and have a facility ID number. You must have the employee complete the HFS-64 Background Information Disclosure (BID) form upon hire. S/he may begin working under general supervision until you get the full CBC results provided the BID form indicates no crime, act or offense was committed that would bar the person from working in a child care facility. You have 60 days after initial licensure or from the date of hire to obtain the results from the CBC.

Contact your Child Care Technical Advisor or licensing specialist if you have questions regarding the CBC process.

23. Under the authority of s. 48.73, Wis. Stats. and HFS 45.12 (2), the Department must be granted unrestricted access to your premises for the purpose of monitoring your compliance with the licensing rules. If you fail to allow access to a Department representative, the Department shall take enforcement action against your license under s. 48.715, Wis. Stats., including issuance of orders, forfeitures or revocation of your license. In addition, if the Department is unable to monitor for compliance or verify correction of licensing violations, it may affect your eligibility to receive child care subsidy payments pursuant to DWD 56.04(7)(c).